

IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF NORTH CAROLINA

_____	)	
BASF CORPORATION,	)	
	)	
Plaintiff,	)	Civil Action No. 1:06CV229
	)	
v.	)	
	)	
SYNGENTA CROP PROTECTION, INC.	)	
and SYNGENTA PARTICIPATIONS AG,	)	
	)	
Defendants.	)	
_____	)	

**STIPULATION AND ORDER OF DISMISSAL**

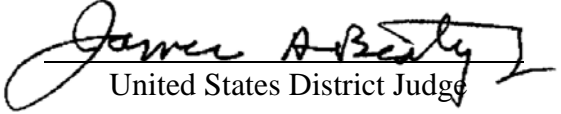
IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for all the parties, pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, and

ORDERED by the Court, that this action, including all claims, be and the same hereby is dismissed with prejudice, each party to pay its own costs and attorneys' fees, and that the Court shall retain jurisdiction to enforce the Settlement Agreement between the parties made and effective as of December 4, 2006.

/s/ Irving M. Brenner  
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This, the 5<sup>th</sup> day of February, 2007.

  
United States District Judge